

(ASSIGNED TO MUR 6889)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) PRE-MURs 563 and 564
National Air Transportation Association)
 ("NATA"); National Air Transportation)
 Association PAC and Jason Miller in his)
 official capacity as Treasurer ("NATA)
 PAC" or the "PAC"); Eric Byer, former)
 NATA VP; Shannon Chambers; Mike)
 France; Amy Hornaday; Rebecca)
 Mulholland; Johanna O'Toole;)
 Jacqueline Rosser; James Coyne; Alan)
 Darrow; Joseph Burnside; Michael Delk)

AMENDED CERTIFICATION

I, Shelley E. Garr, recording secretary of the Federal Election Commission executive session, do hereby certify that on October 21, 2014, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 2-4 to:

a.

b. Find reason to believe that James Coyne violated 52 U.S.C. §§ 30118(a) and 30122 (formerly 2 U.S.C. §§ 441b(a) and 441f) and 11 C.F.R. §§ 110.4(b)(1)(ii) and 114.2(e), and issue a letter of caution.

Commissioners Walther and Weintraub voted affirmatively for the motion.

Commissioners Goodman, Hunter, Petersen, and Ravel dissented.

2. Failed by a vote of 3-3 to:

- a. Merge Pre-MURs 563 and 564 and open one Matter Under Review.
- b. Find reason to believe that National Air Transportation Association violated 52 U.S.C. §§ 30118(a) and 30122 (formerly 2 U.S.C. §§ 441b(a) and 441f) and 11 C.F.R. §§ 110.4(b)(1)(i) and 114.2(b).
- c. Find reason to believe that National Air Transportation Association PAC and Jason Miller in his official capacity as treasurer violated 52 U.S.C. §§ 30118(a), 30122, 30104(b) (formerly 2 U.S.C. §§ 441b(a), 441f, 434(b)) and 11 C.F.R. §§ 110.4 (b)(1)(iv), 114.2(d).
- d. Find reason to believe that Eric Byer knowingly and willfully violated 52 U.S.C §§ 30118(a) and 30122 (formerly 2 U.S.C. §§ 441b(a) and 441f) and 11 C.F.R. §§ 110.4 (b)(1)(ii) and 114.2(e).
- e. Find reason to believe that Michael Delk in his personal capacity violated 52 U.S.C. § 30104(a)(1) (formerly 2 U.S.C. § 434(a)(1)).
- f. Take no action as to James Coyne.
- g. Find reason to believe that Alan Darrow violated 52 U.S.C. §§ 30118(a) and 30122 (formerly 2 U.S.C. §§ 441b(a) and 441f) and 11 C.F.R. §§ 110.4(b)(1)(ii) and 114.2(e), and take no further action except to issue a letter of caution.
- h. Take no action as to Shannon Chambers, Mike France, Amy Hornaday, Rebecca Mulholland, Johanna O'Toole, and Jacqueline Rosser, but issue letters of caution.
- i. Take no action as to Joseph Burnside.
- j. Approve the Factual and Legal Analyses, as recommended in the First General Counsel's Report dated July 15, 2014.
- k. Approve the appropriate letters.
- l. Close the file as to Joseph Burnside, James Coyne, Alan Darrow, Shannon Chambers, Mike France, Amy Hornaday, Rebecca Mulholland, Johanna O'Toole, and Jacqueline Rosser.

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m.

Commissioners Ravel, Walther, and Weintraub voted affirmatively for the motion.

Commissioners Goodman, Hunter, and Petersen dissented.

3. Decided by a vote of 6-0 to:

- a. Merge Pre-MURs 563 and 564 and open one Matter Under Review.
- b. Find reason to believe that National Air Transportation Association violated 52 U.S.C. §§ 30118(a) and 30122 (formerly 2 U.S.C. §§ 441b(a) and 441f) and 11 C.F.R. §§ 110.4(b)(1)(i) and 114.2(b).
- c. Find reason to believe that National Air Transportation Association PAC and Jason Miller in his official capacity as treasurer violated 52 U.S.C. §§ 30118(a), 30122, and 30104(a) (formerly 2 U.S.C. §§ 441b(a), 441f, 434(b)) and 11 C.F.R. §§ 110.4(b)(1)(iv), 114.2(d).
- d. Find reason to believe that Eric Byer violated 52 U.S.C §§ 30118(a) and 30122 (formerly 2 U.S.C. §§ 441b(a) and 441f) and 11 C.F.R. §§ 110.4(b)(1)(ii) and 114.2(e).
- e. Take no action as to James Coyne.
- f. Take no action as to Alan Darrow, but issue a letter of caution.
- g. Take no action as to Shannon Chambers, Mike France, Amy Hornaday, Rebecca Mulholland, Johanna O'Toole, and Jacqueline Rosser, but issue letters of caution.
- h. Take no action as to Joseph Burnside.
- i.

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- j.
- k. Approve the Factual and Legal Analyses for National Air Transportation Association and National Air Transportation Association PAC and Jason Miller in his official capacity as Treasurer and Eric Byer as recommended in the First General Counsel's Report dated July 15, 2014 and last circulated by Commissioner Petersen's Office.
- l. Approve the appropriate letters.
- m. Close the file as to Joseph Burnside, James Coyne, Alan Darrow, Shannon Chambers, Mike France, Amy Hornaday, Rebecca Mulholland, Johanna O'Toole, and Jacqueline Rosser.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

4. Decided by a vote of 4-2 to:

- a. Dismiss the allegations that Michael Delk in his personal capacity violated 52 U.S.C. § 30104(a)(1) (formerly 2 U.S.C. § 434(a)(1)), but send a reminder letter.
- b. Approve the Factual and Legal Analysis for Michael Delk, as recommended in the First General Counsel's Report dated July 15, 2014 and last circulated by Commissioner Petersen's Office and discussed at the Table.
- c. Close the file as to Michael Delk.

Commissioners Goodman, Hunter, Petersen, and Ravel voted affirmatively for the decision. Commissioners Walther and Weintraub dissented.

Attest:

October 28, 2014
Date

Shelley E. Garr
Shelley E. Garr
Deputy Secretary of the Commission